

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
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IN RE ADELPHIA COMMUNICATIONS  
CORP. SECURITIES & DERIVATIVE LITIG.

This Document Relates To:

NEW YORK CITY EMPLOYEES' RETIREMENT  
SYSTEM, ET AL.;

: 03 MD 1529 (LMM)

: Case No. 02-CV-9804 (LMM)  
: Case No. 03-CV-5789 (LMM)

*Does not  
close  
either  
case*

**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, by and between plaintiffs New York City Employees' Retirement System, New York City Teachers' Retirement System, New York City Board of Education Retirement System, New York City Police Department Pension Fund, New York City Fire Department Pension Fund, New York City Police Officers' Variable Supplements Fund, New York City Police Superior Officers' Variable Supplements Fund, New York City Firefighters' Variable Supplements Fund and New York City Fire Officers' Variable Supplements Fund (collectively, the "NYC Funds") and defendant Deloitte & Touche LLP ("Deloitte"), through their undersigned counsel, that pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii), the claims asserted by the NYC Funds in the above-captioned actions (02-CV-9804 and 03-CV-5789) against Deloitte are dismissed with prejudice and without costs.

Dated: September 26, 2011

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*Attorneys for Deloitte & Touche LLP*

SO ORDERED:

*L.M.R.*  
United States District Judge

Dated: *9/27*, 2011